

## MEMORANDUM

**To:** Mark Leary  
Executive Director  
**CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD**

**Date:** November 7, 2007

**Through:** *J. Van Kesterix for*  
Ted Rauh, Program Director  
Waste Compliance and Mitigation Program

**From:** *Mark de Bie*  
Mark de Bie, Division Chief  
Permitting and Local Enforcement Agency Support Division  
Waste Compliance and Mitigation Program

**Subject: REQUEST FOR ACTION ON PROPOSED MODIFIED SOLID  
WASTE FACILITIES PERMIT FOR THE MARBORG C&D RECYCLING  
AND TRANSFER FACILITY (42-AA-0066), SANTA BARBARA COUNTY**

This memo requests that the Executive Director take action on proposed Modified Solid Waste Facilities Permit for the MarBorg C&D Recycling and Transfer Facility, Solid Waste Information System Number 42-AA-0066, located in Santa Barbara County. A copy of the proposed permit is attached. The memo provides you with staff's findings and recommendations relative to the proposed action, pursuant to authority granted to the Executive Director by California Code of Regulations (CCR), Title 27, Sections 21663(a) and 21685 (c). In addition, the Board has delegated to the Executive Director the authority to concur in or object to modified solid waste facilities permits. Board Policy No. BL-6, adopted by Resolution 2007-31, February 13, 2007.

**The proposed modified permit was received on September 14, 2007. Action must be taken on this permit no later than November 13, 2007. If no action is taken by November 13, 2007, the Executive Director will be deemed to have concurred in the issuance of the proposed modified permit. To provide an informal period for public comment and input staff suggests that action not be taken prior to November 8, 2007.**

Based on our review of the submitted permit package, staff recommends that the Executive Director concur in the issuance of the modified permit and sign below, as all of the required submittals and findings required by Title 27, Section 21685 have been made and the required CEQA findings have been made in support of concurrence. These findings are summarized in the following table. The documents or analysis on which staff's findings are based are in the facility file for the facility. The proposed changes and more details on findings are presented in more detail below.



## **Proposed Changes**

The following changes to the permit are being proposed:

<b>Current</b>	<b>Proposed</b>
Traffic volume 340 vehicles per day	Traffic volume 497 vehicles per day. The change will increase the number of vehicles allowed to use the facility from 340 to 497 vehicles per day.
Operator's mailing address; 136 N. Quarantina Street, Santa Barbara, CA 93103	Operator's mailing address: 728 Yanonali Street, Santa Barbara, CA 93103, this change is an update of information.
Correspondence from the City of Santa Barbara Community Development Department on December 14, 2006 indicated that no new permits are required to increase the tonnage capacity at the facility.	Correspondence from the City of Santa Barbara Community Development Department on September 11, 2007 indicated that no new permits are required to increase the traffic allowed at the facility. This change reflects the CEQA analysis.
The Santa Barbara County Environmental Health Services Director adopted a final Negative Declaration on August 11, 2006.	The Santa Barbara County Environmental Health Services Director adopted a final Negative Declaration on August 11, 2006, and filed a Notice of Exemption on September 13, 2007. These changes reflect the current documents that describe and /or restrict the operations.
The design and operation of the facility are consistent with state minimum standards for solid waste handling as determined by the enforcement agency on June 6, 2006, pursuant to PRC 44009.	The design and operation of the facility are consistent with state minimum standards for solid waste handling as determined by the enforcement agency on August 23, 2007, pursuant to PRC 44009. This change is an update of information.

Other changes being proposed as an aspect of this permit action which are found in the amended Report of Facility Information include the following:

1. There was a minor change to Table 6- Station Equipment, however no equipment was added or deleted.
2. The operator's mailing address and the record keeping location has change from 136 N. Quarantina Street, Santa Barbara, CA 93103 to 728 Yanonali Street, Santa Barbara, California 93103.
3. A mobile telephone number in Table 4 – Emergency Contact List, has changed from (805) 895-5562 to (805) 331-1248.

## **Executive Director Findings**

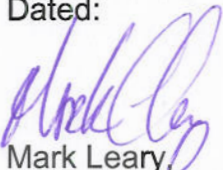
<b>CCR Title 27 Sections</b>	<b>Findings</b>	<b>Acceptable</b>	<b>Unacceptable</b>
21685(b)(1) LEA certified Report of Facility Information	The LEA provided the required certification.	<input checked="" type="checkbox"/>	
21685(b)(2) LEA Five Year Permit Review	The LEA provided the required documentation.	<input checked="" type="checkbox"/>	
21685(b)(3) Solid Waste Facility Permit	The LEA provided all the required documentation	<input checked="" type="checkbox"/>	
21685 (b)(4)(A) or (B) Consistency with PRC 50000.5 or LEA finding relative to PRC 50001	Board staff in the Sustainability Program has found the facility consistent with the Sitting Element.	<input checked="" type="checkbox"/>	

CCR Title 27 Sections	Findings	Acceptable	Unacceptable
21685(b)(7) Operations consistent with State Minimum Standards	Board staff in the Waste Compliance and Mitigation Program found that the facility was in compliance with all operating and design requirements during an inspection conducted on 10/10/2007	<input checked="" type="checkbox"/>	
21685(b)(8) LEA CEQA finding	The LEA provided a finding that the proposed permit is consistent with and supported by the existing CEQA documentation and the specific changes to the permit are exempt from the requirements of CEQA under the Categorical Exemption in CEQA Guidelines Section 15332.	<input checked="" type="checkbox"/>	
CEQA determination to support responsible agency's findings	Board staff have reviewed the CEQA record, including a traffic study and air emissions study as part of a preliminary review and find that the increase in traffic would not significantly impact the area street network or air quality. Board staff find that the Executive Directors approval of the modified permit is supported by a Categorical Exemption in CEQA Guideline Section 15301.	<input checked="" type="checkbox"/>	

**Executive Director Action:**

On the basis of the information in this Request for Action on Modified Solid Waste Facilities Permit and the findings set out above, the Executive Director hereby concurs in the Modified Permit.

Dated:

  
Mark Leary  
Executive Director

Attachments: Proposed Modified Permit 42-AA-0066 dated September 14, 2007



